



**STATE OF NEW JERSEY**

*Board of Public Utilities*

## Two Gateway Center

*Newark, NJ 07102*

*www.bpu.state.nj.us*

## Customer Assistance

Eugene and Mildred Baylis,

Petitioner,

V.

Elizabethtown Gas Company,

Respondent.

## ORDER ADOPTING INITIAL DECISION

BPU Docket No. GC01070454U  
OAL Docket No. PUC 9696-01

(SERVICE LIST ATTACHED)

BY THE BOARD:

On July 27, 2001, Eugene and Mildred Baylis (Petitioners) filed a petition with the Board of Public Utilities (Board) for a hearing regarding a billing dispute with Elizabethtown Gas Company (Respondent). They filed an amendment to their petition on December 3, 2001. On December 5, 2001, Respondent filed an answer denying the allegations.

On December 6, 2001, the Board transmitted this matter to the Office of Administrative Law (OAL) for determination and initial disposition as a contested case pursuant to N.J.S.A. 52:14B-1 et seq. and N.J.S.A. 52:14F-1 et seq. The matter was assigned to Administrative Law Judge (ALJ) Elinor R. Reiner.

During the pendency of this matter at the OAL, the parties engaged in negotiations and executed a Stipulation of Settlement. The settlement was submitted to the ALJ for review. On December 20, 2002, ALJ Reiner filed her Initial Decision with the Board, recommending that the settlement be approved. The ALJ found the settlement to be voluntary, consistent with the law and fully dispositive of all issues in controversy. The ALJ therefore concluded that the settlement met the requirements of N.J.A.C. 1:1-19.1.

The settlement provides, inter alia, that Respondent will cancel a \$349.00 charge incurred by Petitioners for heating system repair, as well as a Comfort Care contract charge of \$69.95 plus a tax of \$4.20, for a total of \$423.15.

After review, the Board FINDS that the terms of the settlement are fair and reasonable. Therefore, the Board HEREBY ADOPTS the Initial Decision and Stipulation of Settlement in their entirety, incorporating the terms thereof into this final decision as if fully set forth at length herein.

DATED: 2/6/03

BOARD OF PUBLIC UTILITIES  
BY:

SIGNED

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JEANNE M. FOX  
PRESIDENT

SIGNED

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FREDERICK F. BUTLER  
COMMISSIONER

SIGNED

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CAROL J. MURPHY  
COMMISSIONER

SIGNED

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CONNIE O. HUGHES  
COMMISSIONER

SIGNED

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JACK ALTER  
COMMISSIONER

ATTEST:

SIGNED

KRISTI IZZO  
SECRETARY

Eugene and Mildred Baylis v. Elizabethtown Gas Company

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**SERVICE LIST**

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